

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND
SOUTHERN DIVISION**

THE EQUAL RIGHTS CENTER,

Plaintiff,

v.

AVALONBAY COMMUNITIES, INC.,

Defendant.

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Civil Action No. AW-05-2626

ORDER

For the reasons stated in the foregoing Memorandum Opinion, IT IS this **23rd day of March, 2009**, by the United States District Court for the District of Maryland, **ORDERED**:

1. That AvalonBay's Motion to Dismiss or, in the alternative, for Summary Judgment (Docket No. 8) BE, and the same hereby IS, **DENIED**;
2. That a scheduling order will be issued in this case; AND
3. That the Clerk of the Court transmit a copy of this Order to all counsel of record.

/s/

Alexander Williams, Jr.
United States District Judge